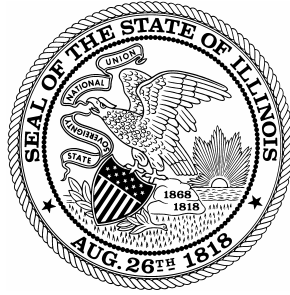


**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-FOURTH GENERAL ASSEMBLY**

**84TH LEGISLATIVE DAY**

**Perfunctory Session**

**FRIDAY, JANUARY 27, 2006**

**4:00 O'CLOCK P.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
84th Legislative Day**

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The House met pursuant to adjournment.  
 Representative Poe in the chair.  
 Prayer by Clerk of the House Mark Mahoney.  
 Minutes Clerk Amber L. Evans led the House in the Pledge of Allegiance.

### **FISCAL NOTES SUPPLIED**

Fiscal Notes have been supplied for HOUSE BILLS 4202 and 4413.

### **STATE MANDATES FISCAL NOTES SUPPLIED**

State Mandates Fiscal Notes have been supplied for HOUSE BILLS 4399 and 4409.

### **HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS FIRST READING**

Representative Bassi introduced the following:

### **HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 30**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 3 of Article IV of the Illinois Constitution as follows:

#### **ARTICLE IV THE LEGISLATURE**

#### **SECTION 3. LEGISLATIVE REDISTRICTING**

(a) Legislative Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in population.

(b) By April 15 of the year following each Federal decennial census year, the State Board of Elections, by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of Article III, shall designate a computer program for redistricting the Legislative Districts and Representative Districts that meets the requirements of this Section. The designation shall include detailed specifications of the computer program.

Any computer program designated by the State Board of Elections under this Section shall embody the following standards and criteria, as defined by Common Law, in this order of priority:

- (1) contiguity;
- (2) substantial equality of population;
- (3) compactness;
- (4) minimization of the number of districts that cross county or municipal boundaries; and
- (5) a fair reflection of minority voting strength.

Any computer program designated by the State Board of Elections under this Section shall not consider the following data:

- (1) residency of incumbent legislators;
- (2) political affiliations of registered voters;
- (3) previous election results; and
- (4) demographic information not required to be used by this Section or by the United States

Constitution or federal law.

Except as specified in this Section, the computer program shall produce districts in a random manner.

(c) ~~(b)~~ In the year following each Federal decennial census year, the State Board of Elections General Assembly by law shall redistrict the Legislative Districts and the Representative Districts using the

computer program designated under subsection (b). The State Board of Elections shall approve a redistricting plan by a record vote of a majority of the total number of members authorized by law as provided in Section 5 of Article III, and the Board shall file that plan with the Secretary of State no later than June 1 of the year following the Federal decennial census year.

(d) The State Board of Elections shall designate a computer program under subsection (b) and shall approve a plan under subsection (c) at public meetings. The Board shall give reasonable and adequate advance notice of those meetings.

~~If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party.~~

~~The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint to the Commission one Senator and one person who is not a member of the General Assembly.~~

~~The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission.~~

~~Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.~~

~~Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.~~

~~Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

(e) An approved redistricting plan filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.

(f) The Supreme Court shall have original and exclusive jurisdiction over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.

(Source: Amendment adopted at general election November 4, 1980.)

#### SCHEDULE

This Constitutional Amendment takes effect beginning with redistricting in 2011 and applies to the election of members of the General Assembly in 2012 and thereafter.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 30 was taken up, read in full a first time, ordered printed and placed in the Committee on Rules.

Representative Bassi introduced the following:

### HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 31

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Sections 2 and 5 of Article IV of the Illinois Constitution as follows:

#### ARTICLE IV THE LEGISLATURE

##### SECTION 2. LEGISLATIVE COMPOSITION

(a) One Senator shall be elected from each Legislative District. Senators elected in 2008 shall serve four-year terms. Senators elected in 2010 shall serve two-year terms. Immediately following each decennial redistricting, the General Assembly by law shall divide the Legislative Districts as equally as possible into two ~~three~~ groups. During each ten-year period, beginning with the general election in 2012, Senators from

one group shall first be elected for terms of six years and then for terms of four years ~~four years, four years and two years~~; Senators from the ~~second group~~, for terms of four years, two years and four years; and Senators from the other third group shall first be elected ; for terms of ~~two years~~, four years and then for terms of six ~~four~~ years. The Legislative Districts in each group shall be distributed substantially equally over the State.

(b) Each Legislative District shall be divided into two Representative Districts. ~~In 1982 and every two years thereafter~~ One Representative shall be elected from each Representative District ~~for a term of two years~~. Representatives elected in 2008 shall serve terms of four years. During each ten-year period, beginning with the general election in 2012, Representatives shall first be elected for terms of four years, then for terms of two years, and then for terms of four years.

(c) To be eligible to serve as a member of the General Assembly, a person must be a United States citizen, at least 21 years old, and for the two years preceding his election or appointment a resident of the district which he is to represent. In the general election following a redistricting, a candidate for the General Assembly may be elected from any district which contains a part of the district in which he resided at the time of the redistricting and reelected if a resident of the new district he represents for 18 months prior to reelection.

(d) Within thirty days after a vacancy occurs, it shall be filled by appointment as provided by law. If the vacancy is in a Senatorial or Representative office with more than twenty-eight months remaining in the term, the appointed Senator or Representative shall serve until the next general election, at which time a Senator or Representative shall be elected to serve for the remainder of the term. If the vacancy is in any other Senatorial or a Representative office ~~or in any other Senatorial office~~, the appointment shall be for the remainder of the term. An appointee to fill a vacancy shall be a member of the same political party as the person he succeeds.

(e) No member of the General Assembly shall receive compensation as a public officer or employee from any other governmental entity for time during which he is in attendance as a member of the General Assembly.

No member of the General Assembly during the term for which he was elected or appointed shall be appointed to a public office which shall have been created or the compensation for which shall have been increased by the General Assembly during that term.

(Source: Amendment adopted at general election November 4, 1980.)

#### SECTION 5. SESSIONS

(a) The General Assembly shall convene each year on the second Wednesday of January. The General Assembly shall be a continuous body for a period beginning and ending at noon on the second Wednesday of January of consecutive odd-numbered years. ~~during the term for which members of the House of Representatives are elected.~~

(b) The Governor may convene the General Assembly or the Senate alone in special session by a proclamation stating the purpose of the session; and only business encompassed by such purpose, together with any impeachments or confirmation of appointments shall be transacted. Special sessions of the General Assembly may also be convened by joint proclamation of the presiding officers of both houses, issued as provided by law.

(c) Sessions of each house of the General Assembly and meetings of committees, joint committees and legislative commissions shall be open to the public. Sessions and committee meetings of a house may be closed to the public if two-thirds of the members elected to that house determine that the public interest so requires; and meetings of joint committees and legislative commissions may be so closed if two-thirds of the members elected to each house so determine.

(Source: Illinois Constitution.)

#### SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act and applies to the election of members of the General Assembly in 2008 and thereafter. It does not affect the terms of members elected in 2004 or 2006.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 31 was taken up, read in full a first time, ordered printed and placed in the Committee on Rules.

#### INTRODUCTION AND FIRST READING OF BILLS

The following bills were introduced, read by title a first time, ordered printed and placed in the Committee on Rules:

- HOUSE BILL 5382. Introduced by Representative Daniels, AN ACT concerning State government.
- HOUSE BILL 5383. Introduced by Representative Hultgren, AN ACT concerning regulation.
- HOUSE BILL 5384. Introduced by Representative Chavez, AN ACT concerning regulation.
- HOUSE BILL 5385. Introduced by Representative Daniels, AN ACT concerning public aid.
- HOUSE BILL 5386. Introduced by Representative Daniels, AN ACT concerning public aid.
- HOUSE BILL 5387. Introduced by Representative Schock, AN ACT concerning local government.
- HOUSE BILL 5388. Introduced by Representative Krause, AN ACT concerning government.
- HOUSE BILL 5389. Introduced by Representative Bradley, John, AN ACT concerning certain telephone service accounts.
- HOUSE BILL 5390. Introduced by Representative Acevedo, AN ACT concerning business.
- HOUSE BILL 5391. Introduced by Representatives Cross - Kosel, AN ACT concerning regulation.
- HOUSE BILL 5392. Introduced by Representatives Cross - Kosel, AN ACT concerning local government.
- HOUSE BILL 5393. Introduced by Representative Cross, AN ACT concerning civil law.
- HOUSE BILL 5394. Introduced by Representative Cross, AN ACT concerning regulation.
- HOUSE BILL 5395. Introduced by Representative Cross, AN ACT concerning finance.
- HOUSE BILL 5396. Introduced by Representative Cross, AN ACT concerning finance.
- HOUSE BILL 5397. Introduced by Representative Cross, AN ACT concerning finance.
- HOUSE BILL 5398. Introduced by Representative Cross, AN ACT concerning State government.
- HOUSE BILL 5399. Introduced by Representative Cross, AN ACT concerning finance.
- HOUSE BILL 5400. Introduced by Representative Cross, AN ACT concerning State government.
- HOUSE BILL 5401. Introduced by Representative Cross, AN ACT concerning State government.
- HOUSE BILL 5402. Introduced by Representative Cross, AN ACT concerning health.
- HOUSE BILL 5403. Introduced by Representative Cross, AN ACT concerning local government.
- HOUSE BILL 5404. Introduced by Representative Cross, AN ACT concerning State government.
- HOUSE BILL 5405. Introduced by Representative Cross, AN ACT concerning State government.
- HOUSE BILL 5406. Introduced by Representative Cross, AN ACT concerning warehouses.
- HOUSE BILL 5407. Introduced by Representative Cross, AN ACT concerning wildlife.
- HOUSE BILL 5408. Introduced by Representative Cross, AN ACT concerning conservation.
- HOUSE BILL 5409. Introduced by Representative Cross, AN ACT concerning civil law.
- HOUSE BILL 5410. Introduced by Representative Cross, AN ACT concerning civil law.
- HOUSE BILL 5411. Introduced by Representative Cross, AN ACT concerning civil law.
- HOUSE BILL 5412. Introduced by Representative Cross, AN ACT concerning elections.
- HOUSE BILL 5413. Introduced by Representative Cross, AN ACT concerning elections.
- HOUSE BILL 5414. Introduced by Representative Cross, AN ACT concerning government.
- HOUSE BILL 5415. Introduced by Representative Cross, AN ACT concerning government.
- HOUSE BILL 5416. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5417. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5418. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5419. Introduced by Representative Cross, AN ACT concerning finance.
- HOUSE BILL 5420. Introduced by Representative Cross, AN ACT concerning finance.
- HOUSE BILL 5421. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5422. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5423. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5424. Introduced by Representative Cross, AN ACT concerning safety.
- HOUSE BILL 5425. Introduced by Representative Cross, AN ACT concerning safety.
- HOUSE BILL 5426. Introduced by Representative Cross, AN ACT concerning business.
- HOUSE BILL 5427. Introduced by Representative Cross, AN ACT concerning regulation.
- HOUSE BILL 5428. Introduced by Representative Cross, AN ACT concerning regulation.
- HOUSE BILL 5429. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5430. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5431. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5432. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5433. Introduced by Representative Cross, AN ACT concerning education.
- HOUSE BILL 5434. Introduced by Representative Cross, AN ACT concerning education.

- benefits.

HOUSE BILL 5489. Introduced by Representative Cross, AN ACT concerning public employee benefits.

HOUSE BILL 5490. Introduced by Representative Cross, AN ACT concerning public employee benefits.

HOUSE BILL 5491. Introduced by Representative Cross, AN ACT concerning public employee benefits.

HOUSE BILL 5492. Introduced by Representative Cross, AN ACT concerning regulation.

HOUSE BILL 5493. Introduced by Representative Cross, AN ACT concerning regulation.

HOUSE BILL 5494. Introduced by Representative Cross, AN ACT concerning regulation.

HOUSE BILL 5495. Introduced by Representative Cross, AN ACT concerning revenue.

HOUSE BILL 5496. Introduced by Representative Cross, AN ACT concerning revenue.

HOUSE BILL 5497. Introduced by Representative Cross, AN ACT concerning revenue.

HOUSE BILL 5498. Introduced by Representative Cross, AN ACT concerning revenue.

HOUSE BILL 5499. Introduced by Representative Cross, AN ACT concerning revenue.

HOUSE BILL 5500. Introduced by Representative Cross, AN ACT concerning revenue.

HOUSE BILL 5501. Introduced by Representative Cross, AN ACT concerning State government.

HOUSE BILL 5502. Introduced by Representative Cross, AN ACT concerning State government.

HOUSE BILL 5503. Introduced by Representative Cross, AN ACT concerning State government.

HOUSE BILL 5504. Introduced by Representative Cross, AN ACT concerning State government.

HOUSE BILL 5505. Introduced by Representative Cross, AN ACT concerning State government.

HOUSE BILL 5506. Introduced by Representative Cross, AN ACT concerning transportation.

HOUSE BILL 5507. Introduced by Representative Cross, AN ACT concerning local government.

HOUSE BILL 5508. Introduced by Representative Cross, AN ACT concerning finance.

HOUSE BILL 5509. Introduced by Representative Cross, AN ACT concerning transportation.

HOUSE BILL 5510. Introduced by Representative Cross, AN ACT concerning transportation.

HOUSE BILL 5511. Introduced by Representative Cross, AN ACT concerning transportation.

HOUSE BILL 5512. Introduced by Representative Cross, AN ACT concerning transportation.

HOUSE BILL 5513. Introduced by Representative Sullivan, AN ACT concerning fire protection.

HOUSE BILL 5514. Introduced by Representative Davis, William, AN ACT concerning health.

HOUSE BILL 5515. Introduced by Representative Bradley, John, AN ACT concerning safety.

HOUSE BILL 5516. Introduced by Representative Bradley, John, AN ACT concerning regulation.

HOUSE BILL 5517. Introduced by Representative Bradley, John, AN ACT concerning regulation.

HOUSE BILL 5518. Introduced by Representative Bradley, John, AN ACT in relation to economic development.

HOUSE BILL 5519. Introduced by Representative Schock, AN ACT concerning telephone directories.

HOUSE BILL 5520. Introduced by Representative Schock, AN ACT concerning criminal law.

HOUSE BILL 5521. Introduced by Representative Schock, AN ACT concerning health.

HOUSE BILL 5522. Introduced by Representative Bassi, AN ACT concerning transportation.

HOUSE BILL 5523. Introduced by Representative Durkin, AN ACT concerning children.

HOUSE BILL 5524. Introduced by Representative Dunkin, AN ACT concerning revenue.

HOUSE BILL 5525. Introduced by Representative Reitz, AN ACT concerning ethics.

HOUSE BILL 5526. Introduced by Representative Reitz, AN ACT concerning regulation.

HOUSE BILL 5527. Introduced by Representative Franks, AN ACT concerning courts.

HOUSE BILL 5528. Introduced by Representative Chapa LaVia, AN ACT concerning development.

HOUSE BILL 5529. Introduced by Representative Meyer, AN ACT concerning education.

HOUSE BILL 5530. Introduced by Representative Bassi, AN ACT concerning education.

HOUSE BILL 5531. Introduced by Representative Mathias, AN ACT concerning regulation.

HOUSE BILL 5532. Introduced by Representative Eddy, AN ACT concerning business.

HOUSE BILL 5533. Introduced by Representative Eddy, AN ACT concerning revenue.

HOUSE BILL 5534. Introduced by Representative Pritchard, AN ACT concerning transportation.

HOUSE BILL 5535. Introduced by Representative Eddy, AN ACT concerning transportation.

HOUSE BILL 5536. Introduced by Representative Eddy, AN ACT concerning transportation.

HOUSE BILL 5537. Introduced by Representative Osmond, AN ACT concerning education.

HOUSE BILL 5538. Introduced by Representative Bassi, AN ACT concerning taxes.

HOUSE BILL 5539. Introduced by Representative Bassi, AN ACT concerning revenue.

HOUSE BILL 5540. Introduced by Representative Schock, AN ACT concerning revenue.



- HOUSE BILL 5541. Introduced by Representative Beaubien, AN ACT concerning animals.
- HOUSE BILL 5542. Introduced by Representative Miller, AN ACT concerning criminal law.
- HOUSE BILL 5543. Introduced by Representative Coulson, AN ACT concerning revenue.
- HOUSE BILL 5544. Introduced by Representative Flider, AN ACT concerning civil law.
- HOUSE BILL 5545. Introduced by Representative Bradley, John, AN ACT concerning revenue.
- HOUSE BILL 5546. Introduced by Representative Bradley, John, AN ACT concerning revenue.
- HOUSE BILL 5547. Introduced by Representative Berrios, AN ACT concerning schools.
- HOUSE BILL 5548. Introduced by Representative Colvin, AN ACT concerning finance.
- HOUSE BILL 5549. Introduced by Representative Giles, AN ACT concerning education.
- HOUSE BILL 5550. Introduced by Representative Giles, AN ACT concerning education.
- HOUSE BILL 5551. Introduced by Representative Giles, AN ACT concerning education.
- HOUSE BILL 5552. Introduced by Representative Jones, AN ACT concerning education.
- HOUSE BILL 5553. Introduced by Representative Hoffman, AN ACT concerning transportation.
- HOUSE BILL 5554. Introduced by Representative Hoffman, AN ACT concerning transportation.
- HOUSE BILL 5555. Introduced by Representative Kosel, AN ACT concerning regulation.
- HOUSE BILL 5556. Introduced by Representative Bellock, AN ACT concerning health.
- HOUSE BILL 5557. Introduced by Representative Bellock, AN ACT concerning health.
- HOUSE BILL 5558. Introduced by Representative Leitch, AN ACT concerning State government.
- HOUSE BILL 5559. Introduced by Representative Leitch, AN ACT concerning children.
- HOUSE BILL 5560. Introduced by Representative Daniels, AN ACT concerning health.
- HOUSE BILL 5561. Introduced by Representative Joyce, AN ACT in relation to public employee benefits.
- HOUSE BILL 5562. Introduced by Representative Joyce, AN ACT concerning public employee benefits.
- HOUSE BILL 5563. Introduced by Representative Joyce, AN ACT concerning public employee benefits.
- HOUSE BILL 5564. Introduced by Representative Chapa LaVia, AN ACT concerning local government.
- HOUSE BILL 5565. Introduced by Representative Jakobsson, AN ACT concerning domestic violence.
- HOUSE BILL 5566. Introduced by Representative Jakobsson, AN ACT concerning loan repayment assistance for nurses.

At the hour of 4:30 o'clock p.m., Representative Poe moved that the House do now adjourn until Tuesday, January 31, 2006, at 12:00 o'clock noon.

The motion prevailed.

And the House stood adjourned.